

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

BBK TOBACCO & FOODS, LLP,

Plaintiff,

vs.

AIMS GROUP USA CORPORATION, *et. al.*,

Defendants.

Case No.: 2:22-cv-01648-GMN-BNW

**AMENDED¹ ORDER ADOPTING
REPORT AND RECOMMENDATION**

Pending before the Court is the Report and Recommendation (“R&R”), (ECF No. 147), of United States Magistrate Judge Brenda Weksler, which recommends granting BBK’s renewed motions for default judgment and permanent injunction against Defendant AIMS Group USA Corporation. The R&R also recommends granting BBK’s Motion for a finding of joint and several liability and attorney’s fees as to Florida One, Brocone Organic Private Limited, and AIMS Group USA Corporation.

A party may file specific written objections to the findings and recommendations of a United States Magistrate Judge made pursuant to Local Rule IB 1-4. 28 U.S.C. § 636(b)(1)(B); D. Nev. R. IB 3-2. Upon the filing of such objections, the Court must make a *de novo* determination of those portions to which objections are made if the Magistrate Judge’s findings and recommendations concern matters that may not be finally determined by a magistrate judge. D. Nev. R. IB 3-2(b). The Court may accept, reject, or modify, in whole or in part, the findings or recommendations made by the Magistrate Judge. 28 U.S.C. § 636(b)(1); D. Nev. R. IB 3-2(b). Where a party fails to object, however, the Court is not required to conduct “any review at all . . . of any issue that is not the subject of an objection.” *Thomas v. Arn*, 474 U.S.

¹ This Order has been revised to include a sentence that was inadvertently omitted in the original Order granting the Renewed Motion for Entry of Default to Address Joint and Several Liability and Other Matters, (ECF No. 134).

1 140, 149 (1985) (citing 28 U.S.C. § 636(b)(1)). Indeed, the Ninth Circuit has recognized that a
2 district court is not required to review a magistrate judge's R&R where no objections have been
3 filed. *See, e.g., United States v. Reyna-Tapia*, 328 F.3d 1114, 1122 (9th Cir. 2003).

4 Here, no objections were filed, and the deadline to do so has passed. (*See* R&R, ECF
5 No. 147) (setting a December 9, 2024, deadline for objections).

6 Accordingly,

7 **IT IS HEREBY ORDERED** that the Report and Recommendation, (ECF No. 147), is
8 **ACCEPTED and ADOPTED** in full.

9 **IT IS FURTHER ORDERED** that Plaintiff's Renewed Motion for Default Judgment
10 as to AIMS Group USA Corporation a/k/a/ AIMS Group USA, Inc., (ECF No. 138), is
11 **GRANTED**.

12 **IT IS FURTHER ORDERED** that AIMS Group USA Corporation a/k/a/ AIMS Group
13 USA, Inc. is found individually liable to Plaintiff BBK Tobacco & Foods, LLP in the amount
14 of \$1,225,566.44 for disgorgement of profits.

15 **IT IS FURTHER ORDERED** that Plaintiff's Renewed Motion for Permanent
16 Injunction as to AIMS Group USA Corporation a/k/a/ AIMS Group USA, Inc., (ECF No. 140),
17 is **GRANTED** consistent with the Report and Recommendation.

18 **IT IS FURTHER ORDERED** that Plaintiff's Renewed Motion for Entry of Default to
19 Address Joint and Several Liability and Other Matters, (ECF No. 134), is **GRANTED**.

20 **IT IS FURTHER ORDERED** that Defendant Florida One Wholesale is found
21 individually liable to Plaintiff BBK Tobacco & Foods, LLP for attorney's fees in the amount of
22 \$10,000.00.

23 **IT IS FURTHER ORDERED** that Defendant Brocone Organic Private Limited is
24 found individually liable to Plaintiff BBK Tobacco & Foods, LLP for attorney's fees in the
25 amount of \$10,000.00.

1 **IT IS FURTHER ORDERED** that AIMS Group USA Corporation a/k/a/ AIMS Group
2 USA, Inc. is found individually liable to Plaintiff BBK Tobacco & Foods, LLP for attorney's
3 fees in the amount of \$10,000.00.

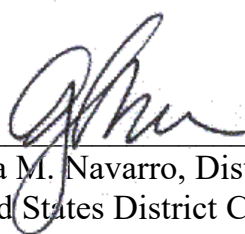
4 **IT IS FURTHER ORDERED** that the following Judgement, consistent with the above,
5 replace and supersede the Judgment entered by the Clerk of Court on March 18, 2024, against
6 Defendant Florida One Wholesale Inc., (ECF No. 123), and the Judgment entered by the Court
7 on April 5, 2024, against Defendant Brocone Organic Private Limited, (ECF No. 130):

8 **IT IS ORDERED** that Judgment be entered in favor of Plaintiff BBK Tobacco &
9 Foods, LLP against Defendant Florida One Wholesale Inc. in the amount of
10 \$887,181.47 (disgorgement of profits and attorney's fees).

11 **IT IS ORDERED** that Judgment be entered in favor of Plaintiff BBK Tobacco &
12 Foods, LLP against Defendant Brocone Organic Private Limited in the amount of
13 \$915,909.74 (disgorgement of profits and attorney's fees).

14 **IT IS ORDERED** that Judgment be entered in favor of Plaintiff BBK Tobacco &
15 Foods, LLP against AIMS Group USA Corporation in the amount of
16 \$1,235,566.44 (disgorgement of profits and attorney's fees).

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18 Dated this 16 day of December, 2024.

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23 Gloria M. Navarro, District Judge
24 United States District Court
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